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Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr

Bridgend County Borough Council



Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont, CF31 4WB / Civic Offices, Angel Street, Bridgend, CF31 4WB

*Rydym yn croesawu gohebiaeth yn Gymraeg.
Rhowch wybod i ni os mai Cymraeg yw eich
dewis iaith.*

*We welcome correspondence in Welsh. Please
let us know if your language choice is Welsh.*



Annwyl Cyngorydd,

IS-BWYLLGOR TRWYDDEDU (B)

Cynhelir Cyfarfod Is-Bwyllgor Trwyddedu (B) yn Ystafelloedd Pwyllgor 2/3, Swyddfeydd Dinesig, Stryd yr Angel, Pen-y-bont ar Ogwr CF31 4WB ar **Dydd Mawrth, 13 Chwefror 2018 am 10:00.**

AGENDA

1. Ymddiheuriadau am absenoldeb
Derbyn ymddiheuriadau am absenoldeb gan Aelodau.
2. Datganiadau o fuddiant
Derbyn datganiadau o ddiddordeb personol a rhagfarnol (os o gwbl) gan Aelodau / Swyddogion yn unol â darpariaethau'r Cod Ymddygiad Aelodau a fabwysiadwyd gan y Cyngor o 1 Medi 2008.
3. Cymeradwyaeth Cofnodion 3 - 6
I dderbyn am gymeradwyaeth y Cofnodion cyfarfod y 10/12/2017
4. Cais i Drwyddedu Cerbyd Hurio Preifat 7 - 10
5. Cais i Drwyddedu Cerbyd Hurio Preifat 11 - 14
6. Cais i Drwyddedu Cerbyd Hurio Preifat 15 - 18
7. Cais i Drwyddedu Cerbyd Hurio Preifat 19 - 22
8. Materion Brys
I ystyried unrhyw eitemau o fusnes y, oherwydd amgylchiadau arbennig y cadeirydd o'r farn y dylid eu hystyried yn y cyfarfod fel mater o frys yn unol â Rhan 4 (pharagraff 4) o'r Rheolau Trefn y Cyngor yn y Cyfansoddiad.
9. Gwahardd y Cyhoedd

Ffôn/Tel: 01656 643643

Negeseuon SMS/ SMS Messaging: 07581 157014

Facs/Fax: 01656 668126

Twitter@bridgendCBC

Ebost/Email: talktous@bridgend.gov.uk

Gwefan/Website: www.bridgend.gov.uk

Cyfnwyd testun: Rhowch 18001 o flaen unrhyw un o'n rhifau ffon ar gyfer y gwasanaeth trosglwyddo testun

Text relay: Put 18001 before any of our phone numbers for the text relay service

Rydym yn croesawu gohebiaeth yn y Gymraeg. Rhowch wybod i ni os yw eich dewis iaith yw'r Gymraeg

We welcome correspondence in Welsh. Please let us know if your language choice is Welsh

Nid oedd y cofnodion ac adroddiadau sy'n ymwneud â'r eitemau canlynol yn cael eu cyhoeddi, gan fod eu bod yn cynnwys gwybodaeth eithriedig fel y'i diffinnir ym Mharagraffau 14 a 16 o Ran 4 a Pharagraff 21 o Ran 5, Atodlen 12A, Deddf Llywodraeth Leol 1972, fel y'i newidiwyd gan Orchymyn Llywodraeth Leol (Cymru) 2007 (Mynediad at Wybodaeth) (Amrywio).

Os, yn dilyn cymhwyso'r prawf budd y cyhoedd yn yr Is-Bwyllgor yn penderfynu yn unol â'r Ddeddf i ystyried yr eitemau hyn yn breifat, bydd y cyhoedd yn cael eu gwahardd o'r cyfarfod yn ystod ystyriaeth o'r fath.

- | | | |
|-----|---|---------|
| 10. | <u>Cymeradwyaeth Cofnodion wedi'u Eithrio</u> I dderbyn am gymeradwyaeth y Cafnodian gwahardd Cyfardod y 12/12/2017. | 23 - 24 |
| 11. | <u>Ceisiadau i Gymeradwyo Trwyddedau</u> | 25 - 28 |
| 12. | <u>Ceisiadau i Gymeradwyo Trwyddedau</u> | 29 - 32 |

Yn ddiffuant

P A Jolley

Cyfarwyddwr Gwasanaethau Gweithredol a Phartneriaethol

Dosbarthiad:

Cynghowrwy

RJ Collins

A Hussain

RM James

Cynghorwyr

B Jones

MJ Kearn

JE Lewis

Cynghorwyr

G Thomas

IS-BWYLLGOR TRWYDDEDU (B) - DYDD MAWRTH, 12 RHAGFYR 2017

COFNODION CYFARFOD Y IS-BWYLLGOR TRWYDDEDU (B) A GYNHALIWDYD YN YSTAFELLOEDD PWYLLGOR 2/3 - SWYDDFEYDD DINESIG, STRYD YR ANGEL, PEN-Y-BONT AR OGWR CF31 4WB DYDD MAWRTH, 12 RHAGFYR 2017, AM 10:00

Presennol

Y Cyngorydd MJ Kearns – Cadeirydd

A Hussain

RM James

JE Lewis

G Thomas

Swyddogion:

Nick Dennison

Cyfreithiwr Dan Hyfforddiant

Julie Ellams

Swyddog Gwasanaethau Democraidd - Pwyllgorau

Yvonne Witchell

Rheolydd Tîm Trwyddedu

35. DATGAN BUDDIANT

Dim.

36. CYMERADWYO COFNODION

PENDERFYNWYD: Cadarnhau bod cofnodion yr Is-bwyllgor Trwyddedu ar 19 Hydref 2017 yn gywir.

37. CAIS AM DRWYDDED CERBYD HURIO PREIFAT

Cyflwynodd yr Arweinydd Tîm – Trwyddedu adroddiad a oedd yn ymwneud â chais Mr Stephen Griffiths i drwyddedu cerbyd Mercedes E220 â'r rhif cofrestru EF12 OBW fel cerbyd hurio preifat i eistedd 4 o bobl. Roedd yn gerbyd ail-law ac fe'i cofrestrwyd gyntaf gyda'r DVLA ar 17 Gorffennaf 2012.

Roedd Mr Griffiths yn bresennol i gefnogi'i gais a gohiriodd yr Is-bwyllgor y cyfarfod i fwrw golwg dros y cerbyd. Wedi archwilio'r cerbyd, cadarnhawyd mai'r milltiroedd ar y cloc oedd 81,597. Cadarnhaodd y Rheolwr Tîm – Trwyddedu nad oedd y cais yn dod o fewn y Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Fodd bynnag, gellid ystyried llacio'r polisi dan amgylchiadau eithriadol. Nid oedd cadeiriau olwyn yn gallu mynd i mewn i'r cerbyd. Darparwyd cofnod o'r gwasanaeth yr oedd y cerbyd wedi'i gael a chadarnhawyd mai'r milltiroedd ar y cloc oedd 70,176 ar 24 Awst 2016.

Hysbysodd yr ymgeisydd yr Is-bwyllgor ei fod yn bwriadu defnyddio'r cerbyd i wneud gwaith corfforaethol a chludo pobl i feysydd awyr petai'i gais yn llwyddiannus.

Ymneilltuodd Aelodau'r Is-bwyllgor i ystyried y cais.

PENDERFYNWYD:

Ystyriodd y Pwyllgor y cais am drwydded cerbyd hurio preifat mewn perthynas â cherbyd â'r rhif cofrestru EF12 OBW.

Nododd y Pwyllgor nad oedd y cais yn dod o dan baragraff 2.1 Canllawiau Polisi Trwyddedu'r Cyngor. Nodwyd mai'r milltiroedd ar y cloc ar hyn o bryd oedd 81,597 ac mai bwriad yr ymgeisydd oedd defnyddio'r cerbyd i gludo pobl i feysydd awyr.

Ystyriodd y Pwyllgor baragraffau 2.2 a 2.2.5 y polisi a'r amgylchiadau eithriadol a allai arwain at lacio'r polisi. Ym marn y Pwyllgor, roedd cyflwr rhagorol y cerbyd, oddi mewn a thu allan, ynghyd â'r ffaith ei fod yn eithriadol ddiogel ac esmwyth, yn berthnasol yn yr achos hwn.

Gan hynny, dyfarnodd yr Is-bwyllgor y drwydded y gofynnwyd amdani.

38. CAIS AM DRWYDDED CERBYD HURIO PREIFAT

Cyflwynodd yr Arweinydd Tîm – Trwyddedu adroddiad a oedd yn ymwneud â chais Mr Stephen Griffiths i drwyddedu cerbyd Ford Tourneo â'r rhif cofrestru YC14 XLY fel cerbyd hurio preifat i eistedd 8 o bobl. Roedd yn gerbyd ail-law ac fe'i cofrestrwyd gyntaf gyda'r DVLA ar 8 Mai 2014.

Roedd Mr Griffiths yn bresennol i gefnogi'i gais a gohiriwyd y cyfarfod er mwyn bwrw golwg dros y cerbyd. Wedi archwilio'r cerbyd, cadarnhawyd mai'r milltiroedd ar y cloc oedd 68,070. Cadarnhaodd y Rheolwr Tîm – Trwyddedu nad oedd y cais yn dod o fewn y Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Fodd bynnag, gellid ystyried llacio'r polisi dan amgylchiadau eithriadol. Nid oedd cadeiriau olwyn yn gallu mynd i mewn i'r cerbyd. Darparwyd cofnod o'r gwasanaeth yr oedd y cerbyd wedi'i gael a chadarnhawyd mai'r milltiroedd ar y cloc oedd 59,442 ar 14 Chwefror 2017.

Hysbysodd yr ymgeisydd yr Is-bwyllgor ei fod yn bwriadu defnyddio'r cerbyd i wneud gwaith corfforaethol a chludo pobl i feysydd awyr petai'i gais yn llwyddiannus.

Ymneilltuodd Aelodau'r Is-bwyllgor i ystyried y cais.

PENDERFYNWYD:

Ystyriodd y Pwyllgor y cais am drwydded cerbyd hurio preifat mewn perthynas â cherbyd â'r rhif cofrestru YC14 XLY.

Nododd y Pwyllgor nad oedd y cais yn dod o dan baragraff 2.1 Canllawiau Polisi Trwyddedu'r Cyngor. Nodwyd mai'r milltiroedd ar y cloc ar hyn o bryd oedd 68,070 ac mai bwriad yr ymgeisydd oedd defnyddio'r cerbyd i gludo pobl i feysydd awyr.

Ystyriodd yr Aelodau baragraffau 2.2 a 2.2.5 y polisi a'r amgylchiadau eithriadol a allai arwain at lacio'r polisi. Ym marn y Pwyllgor, roedd cyflwr rhagorol y cerbyd, oddi mewn a thu allan, ynghyd â'r ffaith ei fod yn eithriadol ddiogel ac esmwyth, yn berthnasol yn yr achos hwn.

Gan hynny, dyfarnodd yr Is-bwyllgor y drwydded y gofynnwyd amdani.

39. CAIS AM DRWYDDED CERBYD HURIO PREIFAT

Cyflwynodd yr Arweinydd Tîm – Trwyddedu adroddiad a oedd yn ymwneud â chais Mr David Llewellyn i drwyddedu cerbyd salŵn Mercedes E Class â'r rhif cofrestru BF64 HKP fel cerbyd hurio preifat i eistedd 4 o bobl. Roedd yn gerbyd ail-law ac fe'i cofrestrwyd gyntaf gyda'r DVLA ar 29 Medi 2014.

Roedd Mr Llewellyn yn bresennol i gefnogi'i gais a gohiriwyd y cyfarfod er mwyn bwrw golwg dros y cerbyd. Wedi archwilio'r cerbyd, cadarnhawyd mai'r milltiroedd ar y cloc

oedd 32,737. Cadarnhaodd y Rheolwr Tîm – Trwyddedu nad oedd y cais yn dod o fewn y Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Fodd bynnag, gellid ystyried llacio'r polisi dan amgylchiadau eithriadol. Nid oedd cadeiriau olwyn yn gallu mynd i mewn i'r cerbyd. Darparwyd cofnod o'r gwasanaeth yr oedd y cerbyd wedi'i gael a chadarnhawyd mai'r milltiroedd ar y cloc oedd 32,538 ar 30 Tachwedd 2017.

Hysbysodd yr ymgeisydd yr Is-bwyllgor ei fod yn bwriadu defnyddio'r cerbyd i wneud gwaith corfforaethol a chludo pobl i feysydd awyr petai'i gais yn llwyddiannus.

Ymneilltuodd Aelodau'r Is-bwyllgor i ystyried y cais.

PENDERFYNWYD:

Ystyriodd y Pwyllgor y cais am drwydded cerbyd hurio preifat mewn perthynas â cherbyd â'r rhif cofrestru BF64 HKP.

Nododd y Pwyllgor nad oedd y cais yn dod o dan baragraff 2.1 Canllawiau Polisi Trwyddedu'r Cyngor. Nodwyd mai'r milltiroedd ar y cloc ar hyn o bryd oedd 32,737.

Ystyriodd y Pwyllgor baragraffau 2.2 a 2.2.5 y polisi a'r amgylchiadau eithriadol a allai arwain at lacio'r polisi. Ym marn y Pwyllgor, roedd cyflwr rhagorol y cerbyd, oddi mewn a thu allan, ynghyd â'r ffaith ei fod yn eithriadol ddiogel ac esmwyth, yn berthnasol yn yr achos hwn.

Gan hynny, dyfarnodd yr Is-bwyllgor y drwydded y gofynnwyd amdani.

40. CAIS AM DRWYDDED CERBYD HURIO PREIFAT

Cyflwynodd yr Arweinydd Tîm – Trwyddedu adroddiad a oedd yn ymwneud â chais Mr James Preece i drwyddedu Skoda Superb â'r rhif cofrestru JT11 VOR fel cerbyd hurio preifat i eistedd 4 o bobl. Roedd yn gerbyd ail-law ac fe'i cofrestrwyd gyntaf gyda'r DVLA ar 23 Mawrth 2017.

Roedd Mr Preece yn bresennol i gefnogi'i gais a gohiriwyd y cyfarfod er mwyn bwrw golwg dros y cerbyd. Wedi archwilio'r cerbyd, cadarnhawyd mai'r milltiroedd ar y cloc oedd 15,947. Cadarnhaodd y Rheolwr Tîm – Trwyddedu nad oedd y cais yn dod o fewn y Polisi Cerbydau Hurio Preifat a gymeradwywyd gan y Pwyllgor Trwyddedu. Fodd bynnag, gellid ystyried llacio'r polisi dan amgylchiadau eithriadol. Nid oedd cadeiriau olwyn yn gallu mynd i mewn i'r cerbyd ac roedd modd gweld y cofnod gwasanaeth ar-lein ar wefan Skoda.

Ymneilltuodd Aelodau'r Is-bwyllgor i ystyried y cais.

PENDERFYNWYD:

Ystyriodd y Pwyllgor y cais am drwydded cerbyd hurio preifat mewn perthynas â cherbyd â'r rhif cofrestru JT11 VOR.

Nododd y Pwyllgor nad oedd y cais yn dod o dan baragraff 2.1 canllawiau Polisi Trwyddedu'r Cyngor. Nodwyd mai'r milltiroedd ar y cloc ar hyn o bryd oedd 15,947 a nodwyd manylion y gwasanaeth yr oedd y cerbyd wedi'i gael yn y dogfennau a gyflwynwyd i'r Pwyllgor yn ystod y cyfarfod.

Ystyriodd y Pwyllgor baragraffau 2.2 a 2.2.5 y polisi a'r amgylchiadau eithriadol a allai arwain at lacio'r polisi. Ym marn y Pwyllgor, roedd cyflwr rhagorol y cerbyd, oddi mewn a thu allan, ynghyd â'r ffaith ei fod yn eithriadol ddiogel ac esmwyth, yn berthnasol yn yr achos hwn.

Gan hynny, dyfarnodd yr Is-bwyllgor y drwydded y gofynnwyd amdani.

41. MATERION BRYD

Dim.

42. EITHRIO'R CYHOEDD

PENDERFYNWYD: Dan Adran 100A(4) o Ddeddf Llywodraeth Leol 1972 fel y'i diwygiwyd gan Orchymyn Llywodraeth Leol (Mynediad at Wybodaeth) (Amrywio) (Cymru) 2007, penderfynwyd eithrio'r cyhoedd o'r cyfarfod tra ystyriwyd y materion canlynol am eu bod yn cynnwys gwybodaeth eithriedig fel y'i diffinnir ym Mharagraff 12 o Ran 4 a/neu Baragraff 21 o Ran 5 o Atodlen 12A o'r Ddeddf.

Wedi cynnal prawf lles y cyhoedd, penderfynwyd, yn unol â'r Ddeddf y cyfeirir ati uchod, ystyried yr eitemau canlynol yn gyfrinachol, gan eithrio'r cyhoedd o'r cyfarfod, gan mai'r farn oedd, ym mhob un o'r amgylchiadau a oedd yn ymwneud â'r eitemau, bod lles y cyhoedd wrth gynnal yr eithriad yn gorbwyso lles y cyhoedd wrth ddatgelu'r wybodaeth, gan y byddai'r wybodaeth yn niweidiol i'r ymgeiswyr a enwyd.

43. CYMERADWYO'R COFNODION EITHRIEDIG

44. CAIS AM DRWYDDED

45. CAIS AM DRWYDDED

Daeth y cyfarfod i ben am 11:20

BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

13 FEBRUARY 2018

REPORT OF THE CORPORATE DIRECTOR, OPERATIONAL AND PARTNERSHIP SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of Report.

- 1.1 To ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None

3. Background.

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation / proposal.

- 4.1 Application is made by Richard Singleton, to licence a Mercedes S350L vehicle registration number KY63 HLW as a private hire vehicle to seat 4 persons.

- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 4 September 2015.

- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information, a full service history has been provided confirming the mileage at 8577 on the 28 November 2014, 13142 on the 14 June 2016, 26159 on the 14 April 2017 and 55958 on the 20 September 2017.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of

the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

(Policy 2.2) Applications for the first licensing of vehicles falling outside the above policy guidelines will normally be refused but a relaxation of the policy may be considered in exceptional circumstances. The general guidelines for relaxation of the policy are as follows but each case will be dealt with on its merits:

(Policy 2.2.5) A relaxation of the policy will also be considered in exceptional circumstances for applications relating to the first licensing of private hire vehicles. The Council does not seek to limit or define a particular vehicle which is suitable but will adhere to the minimum standards for the size of seats and legroom etc which are available on request. Irrespective of the age of the vehicle it must be capable of satisfying the general licensing conditions and be fit for purpose as a private hire vehicle in terms of passenger safety and comfort. Each application will be reported to the Licensing Sub-Committee for determination on its merits having regard to the following criteria:

- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined."

5. Effect upon Policy Framework & Procedure Rules.

5.1 None

6. Equality Impact Assessment.

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Financial Implications.

7.1 None for the Authority.

8. Recommendation.

8.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Andrew Jolley
Corporate Director Operational and Partnership Services

Date 7 February 2018

Contact Officer: Yvonne Witchell
Team Manager Licensing

Telephone: (01656) 643643

E-mail: Yvonne.Witchell@bridgend.gov.uk

Postal Address Civic Offices, Angel Street, Bridgend, CF31 4WB

Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

13 FEBRUARY 2018

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1. Purpose of Report.

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2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None

3. Background.

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation / proposal.

- 4.1 Application is made by Richard Singleton, to licence a Mercedes E220 AMG vehicle registration number LT65 JKE as a private hire vehicle to seat 4 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 4 September 2015.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information, a service history has been provided confirming the mileage at 10928 on the 16 September 2016. The applicant has no other information relating to this vehicle.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent

registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

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(Policy 2.2.5) A relaxation of the policy will also be considered in exceptional circumstances for applications relating to the first licensing of private hire vehicles. The Council does not seek to limit or define a particular vehicle which is suitable but will adhere to the minimum standards for the size of seats and legroom etc which are available on request. Irrespective of the age of the vehicle it must be capable of satisfying the general licensing conditions and be fit for purpose as a private hire vehicle in terms of passenger safety and comfort. Each application will be reported to the Licensing Sub-Committee for determination on its merits having regard to the following criteria:

- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined.”

5. Effect upon Policy Framework & Procedure Rules.

5.1 None

6. Equality Impact Assessment.

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Financial Implications.

7.1 None for the Authority.

8. Recommendation.

- 8.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Andrew Jolley
Corporate Director Operational and Partnership Services

Date 7 February 2018

Contact Officer: Yvonne Witchell
Team Manager Licensing

Telephone: (01656) 643643

E-mail: Yvonne.Witchell@bridgend.gov.uk

Postal Address Civic Offices, Angel Street, Bridgend, CF31 4WB

Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None

3. Background.

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation / proposal.

- 4.1 Application is made by Richard Singleton, to licence a Mercedes Viano vehicle registration number V66 RDS as a private hire vehicle to seat 7 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 20 November 2012.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information, an MOT has been provided confirming the mileage at 24529 on the 28 March 2014, 46562 on the 29 June 2015, 68438 on the 22 September 2016. An MOT has also been provided with the mileage at 99347 dated the 8 January 2018.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent

registered keeper but the applicant must demonstrate that there is no more than 14 days between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

(Policy 2.2) Applications for the first licensing of vehicles falling outside the above policy guidelines will normally be refused but a relaxation of the policy may be considered in exceptional circumstances. The general guidelines for relaxation of the policy are as follows but each case will be dealt with on its merits:

(Policy 2.2.5) A relaxation of the policy will also be considered in exceptional circumstances for applications relating to the first licensing of private hire vehicles. The Council does not seek to limit or define a particular vehicle which is suitable but will adhere to the minimum standards for the size of seats and legroom etc which are available on request. Irrespective of the age of the vehicle it must be capable of satisfying the general licensing conditions and be fit for purpose as a private hire vehicle in terms of passenger safety and comfort. Each application will be reported to the Licensing Sub-Committee for determination on its merits having regard to the following criteria:

- That the vehicle presented is in an exceptional condition in relation to its exterior and interior appearance with no evidence of defects, chips, marks or other evidence of unreasonable wear and tear or damage.*
- That the vehicle presented offers an exceptional standard of safety and comfort for passengers in terms of features offered for example ABS, passenger airbags and ability to meet current requirements on emissions testing.*
- That the application includes evidence that the vehicle has been serviced at the intervals recommended by the manufacturer and at an approved garage. Other relevant documentations such as an MOT certificate should also be provided.*

(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined.”

5. Effect upon Policy Framework & Procedure Rules.

5.1 None

6. Equality Impact Assessment.

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Financial Implications.

7.1 None for the Authority.

8. Recommendation.

- 8.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Andrew Jolley
Corporate Director Operational and Partnership Services

Date 7 February 2018

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Team Manager Licensing

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Background documents

Private Hire Vehicle Application
Private Hire Vehicle Policy Guidelines

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BRIDGEND COUNTY BOROUGH COUNCIL

REPORT TO LICENSING SUB COMMITTEE

13 FEBRUARY 2018

REPORT OF THE CORPORATE DIRECTOR, OPERATIONAL AND PARTNERSHIP SERVICES

APPLICATION TO LICENCE PRIVATE HIRE VEHICLE

1. Purpose of Report.

- 1.1 To ask the sub-committee to consider an application to grant a licence for a private hire vehicle.

2. Connection to Corporate Improvement Plan / Other Corporate Priority.

- 2.1 None

3. Background.

- 3.1 It is the duty of the Local Authority to determine applications made under the Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847. Applications which fall outside the policy guidelines are referred to a Licensing Sub-Committee for determination.

4. Current situation / proposal.

- 4.1 Application is made by Peyton Travel, to licence a Renault Trafic vehicle registration number WN15 CVW as a private hire vehicle to seat 8 persons.
- 4.2 The vehicle is pre-owned and was first registered at the DVLA on 30 April 2015.
- 4.3 The application falls outside the Private Hire Vehicle Policy approved by the Licensing Committee. The vehicle is not wheelchair accessible, but there are specific policy guidelines in respect of the first licensing of private hire vehicles which fall outside policy guidelines, which are set out below. For Members' information, service history has been provided confirming the mileage at 24895 on the 17 May 2016 and the mileage at 50158 on the 19 July 2017.

4.4 Policy Guidelines

The vehicle policy applicable to this application was approved by the Licensing Committee on 10 March 2008. The relevant extract from the policy is as follows:

“(Policy 2.1) Applications for the first licensing of a hackney carriage or private hire vehicle should be submitted to the Council within 14 days of the first registration of the vehicle at the DVLA. The mileage at the time of application should be no greater than 500 miles. The applicant may be the second or a subsequent registered keeper but the applicant must demonstrate that there is no more than 14

days between the first registration and transfer to the applicant's name. Applications will normally be dealt with under the Scheme of Delegation to Officers.

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(Policy 2.4) All applicants should be satisfied that they can meet all current policy requirements before submitting an application and are advised that they submit an application which falls outside the above policy guidelines at their own risk. Acceptance of an application does not infer that it will be granted. Applicants are strongly advised not to purchase a vehicle or make any other financial commitment until the application is determined."

5. Effect upon Policy Framework & Procedure Rules.

5.1 None

6. Equality Impact Assessment.

6.1 This vehicle is not for wheelchair use. There are no other implications in relation to age; disability; gender and transgender; race; religion or belief and non-belief; sexual orientation.

7. Financial Implications.

7.1 None for the Authority.

8. Recommendation.

8.1 The Sub-Committee is asked to determine the application having regard to the information contained within this report.

Andrew Jolley
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